

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT CHATTANOOGA

JEFFERY WAYNE HAITHCOTE,)
) Case No. 1:21-CV-004
Plaintiff,)
) Judge Travis R. McDonough
v.)
) Magistrate Judge Susan K. Lee
JERRY JOHNSON,)
)
Defendant.)
)

JUDGMENT ORDER

For the reasons set forth in the memorandum opinion filed herewith, Plaintiff's motion for discovery (Doc. 16) is **DENIED as moot**, Defendant Johnson's motion for summary judgment (Doc. 17) is **GRANTED**, and this action is **DISMISSED without prejudice**. Because the Court **CERTIFIED** in the memorandum opinion that any appeal from this dismissal would not be taken in good faith, should Plaintiff file a notice of appeal, he is **DENIED** leave to appeal *in forma pauperis*. See 28 U.S.C. § 1915(a)(3); Fed. R. App. P. 24.

The Clerk is **DIRECTED** to close the file.

SO ORDERED.

/s/ *Travis R. McDonough*

TRAVIS R. MCDONOUGH
UNITED STATES DISTRICT JUDGE

ENTERED AS A JUDGMENT
s/ LeAnna R. Wilson
CLERK OF COURT